

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name & Address): TELEPHONE NO:   ATTORNEY FOR (Name):	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF BUTTE</b> <input type="checkbox"/> Butte County Courthouse One Court Street Oroville, CA 95965 <b>(530) 538-7002</b> <input type="checkbox"/> Chico Courthouse 655 Oleander Chico, CA 95926 <b>(530) 532-7009</b> <input type="checkbox"/> Paradise Courthouse 747 Elliott Road Paradise, CA 95969 <b>(530) 532-7018</b> <input type="checkbox"/> Gridley Courthouse 239 Sycamore Gridley, CA 95948 <b>(530) 532-7006</b>	
PLAINTIFF(S):  DEFENDANT (S):	CASE NUMBER:
<input type="checkbox"/> <b>DECLARATION RE: NOTICE OF EX PARTE APPLICATION FOR ORDERS</b> <input type="checkbox"/> <b>ORDER SHORTENING TIME</b>	

I, \_\_\_\_\_, do declare:

1. That I am ☐ Counsel for ☐ Plaintiff ☐ Defendant in the within action.
2. I have given notice of the present application for an ex parte order and/or order shortening time to:  
☐ Counsel for ☐ Plaintiff ☐ Defendant in the following manner:
  - a. ☐ By telephone call: at \_\_\_\_\_ .m., on \_\_\_\_\_, 20\_\_\_\_. The person to whom I spoke was \_\_\_\_\_. The message left was:  
 \_\_\_\_\_  
 \_\_\_\_\_
  - b. ☐ By letter: ☐ mailed ☐ personally delivered at \_\_\_\_\_ .m., on \_\_\_\_\_, 20\_\_\_\_.
3. I received the following response to said notice: \_\_\_\_\_  
 \_\_\_\_\_
4. I did not give notice of the present application for the following reason(s) indicated:
  - a. ☐ Notice of this ex parte application would frustrate the purpose of the orders sought herein. (Explain)\* \_\_\_\_\_  
 \_\_\_\_\_
  - b. ☐ The applicant would suffer immediate and irreparable harm before the adverse party could be heard in opposition. (Explain)\* \_\_\_\_\_  
 \_\_\_\_\_

c. ☐ No significant direct burden or inconvenience to the adverse party will be likely to result from the order sought herein. (Explain)\* \_\_\_\_\_

d. ☐ Prior attempts to give notice have failed and would probably be futile or unduly burdensome. (Explain in detail)\* \_\_\_\_\_

## NOTE: CALIFORNIA RULE OF COURT 379 GOVERNS NOTICE REQUIREMENT

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

PLACE: \_\_\_\_\_

DATE: \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
TYPE OR PRINT NAME

\_\_\_\_\_  
SIGNATURE OF PARTY OR PARTY'S ATTORNEY

## ORDER SHORTENING TIME

Time for ☐ service is shortened. Service shall be on / or before \_\_\_\_\_, 20\_\_\_\_.  
(Date)

☐ hearing is shortened. Hearing is set \_\_\_\_\_, 20\_\_\_\_.  
(Date)

DATE: \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
JUDGE OF THE SUPERIOR COURT